

ORDINANCE NO. 1645

AN UNCODIFIED URGENCY ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF LODI, REPEALING ORDINANCE 1628 IN ITS ENTIRETY, AND ESTABLISHING  
NEW RATES FOR COMMERCIAL SOLID WASTE COLLECTION

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BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

Section 1. Ordinance 1628, adopted March 20, 1996, is repealed in its entirety.

Section 2. Pursuant to Lodi Municipal Code Chapter 13.16 - SOLID WASTE - as it relates to commercial solid waste collection, new monthly rates are hereby established, as more fully shown on Attachment " A hereto which is incorporated by reference as if fully set forth herein.

A. All of the rate schedules set forth in this section shall be effective on all bills which are prepared on or after April 1, 1997.

Section 3 - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 4 - Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

Section 5. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 6. This is an urgency ordinance under Government Code §36934, and is based on health, safety and welfare considerations arising from the need to collect appropriate fees for waste removal.

Section 7. This urgency ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect immediately.

Section 8. The City Council of the City of Lodi hereby finds and declares pursuant to Public Resources Code §21080 that such rates are necessary and reasonable for the usual operating expenses of the franchisee, including employee wages and benefits and for the purpose of purchasing facilities, equipment and materials necessary to implement and carry out a Council-mandated recycling program, and for other health and safety purposes.

Approved this 19th day of March, 1997.



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PHILLIP A. PENNINO  
Mayor

Attest:



JENNIFER M. PERRIN  
City Clerk

State of California  
County of San Joaquin, ss.

I, Jennifer M. Perrin, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1645 was adopted as an uncoded urgency ordinance at a regular meeting of the City Council of the City of Lodi held March 19, 1997 and was thereafter passed, adopted and ordered to print by the following vote:

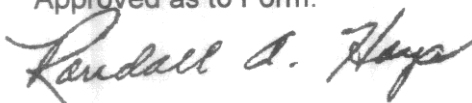
AYES: Council Members - Land, Mann, Sieglock and Pennino (Mayor)  
NOES: Council Members - None  
ABSENT: Council Members - None  
ABSTAIN: Council Members - Warner

I further certify that Ordinance No. 1645 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.



JENNIFER M. PERRIN  
City Clerk

Approved as to Form:



RANDALL A. HAYS  
City Attorney

**CITY OF LODI**  
**CITY HALL COMMERCIAL WASTE CART RATES**  
**EFFECTIVE APRIL 1,1997**

**COMMERCIAL 38 GALLON WASTE CART 1 X PER WEEK:**

# of Waste Carts	Rate
1 Waste Cart	\$ 17.49
2 Waste Carts	\$ 43.73
3 Waste Carts	\$ 69.96

**COMMERCIAL 90 GALLON WASTE CART:**

# of Waste Carts	1x wk Rate	2x wk Rate
1 Waste Cart	\$ 57.86	\$115.72
2 Waste Carts	\$115.72	
3 Waste Carts	\$173.58	

California Waste Recovery Systems - City of Lodi Franchise  
Commercial Rate Design  
Proposed Rates - 5.8 % Increase  
Effective Date: April 1, 1997

Total Capacity of - Containers	Frequency /Week					
	1	2	3	4	5	6
1						
1	\$79.36	\$158.71	\$380.27	\$696.61	\$1,107.75	\$1,613.70
2	\$120.80	\$241.59	\$533.01	\$938.20	\$1,457.14	\$2,089.83
3	\$162.23	\$324.47	\$685.77	\$1,179.79	\$1,806.52	\$2,565.97
4	\$203.67	\$407.34	\$838.52	\$1,421.37	\$2,155.91	\$3,042.11
5	\$245.11	\$490.21	\$991.28	\$1,662.96	\$2,505.30	\$3,518.25
6	\$286.55	\$573.09	\$1,144.02	\$1,904.56	\$2,854.67	\$3,994.39
7	\$327.98	\$655.97	\$1,296.78	\$2,146.14	\$3,204.06	\$4,470.53
8	\$369.42	\$738.84	\$1,449.53	\$2,387.73	\$3,553.44	\$4,946.66
9	\$410.86	\$821.72	\$1,602.29	\$2,629.32	\$3,902.83	\$5,422.81
10	\$452.29	\$904.59	\$1,755.03	\$2,870.90	\$4,252.21	\$5,898.94
2						
2	\$118.92	\$237.83	\$508.64	\$880.74	\$1,354.10	\$1,928.73
4	\$197.33	\$394.64	\$774.25	\$1,275.39	\$1,898.03	\$2,642.22
6	\$275.74	\$551.46	\$1,039.86	\$1,670.03	\$2,441.97	\$3,355.71
8	\$354.13	\$708.28	\$1,305.46	\$2,064.67	\$2,985.91	\$4,069.20
10	\$432.54	\$865.08	\$1,571.07	\$2,459.32	\$3,529.86	\$4,782.69
12	\$510.95	\$1,021.90	\$1,836.65	\$2,853.96	\$4,073.80	\$5,496.18
14	\$589.36	\$1,178.72	\$2,102.27	\$3,248.60	\$4,617.74	\$6,209.67
16	\$667.77	\$1,335.54	\$2,367.87	\$3,643.25	\$5,161.68	\$6,923.16
18	\$746.18	\$1,492.35	\$2,633.48	\$4,037.90	\$5,705.62	\$7,636.65
20	\$824.58	\$1,649.16	\$2,899.07	\$4,432.54	\$6,249.57	\$8,350.14
3						
3	\$153.06	\$306.12	\$611.07	\$1,017.30	\$1,524.80	\$2,133.56
6	\$265.61	\$531.21	\$979.10	\$1,548.50	\$2,239.43	\$3,051.90
9	\$378.15	\$756.31	\$1,347.12	\$2,079.71	\$2,954.08	\$3,970.22
12	\$490.70	\$981.39	\$1,715.14	\$2,610.91	\$3,668.72	\$4,888.56
15	\$603.25	\$1,206.49	\$2,083.16	\$3,142.12	\$4,383.37	\$5,806.89
18	\$715.80	\$1,431.58	\$2,451.19	\$3,673.32	\$5,098.01	\$6,725.22
21	\$828.34	\$1,656.68	\$2,819.21	\$4,204.53	\$5,812.64	\$7,643.55
24	\$940.89	\$1,881.77	\$3,187.23	\$4,735.74	\$6,527.29	\$8,561.89
27	\$1,053.44	\$2,106.87	\$3,555.26	\$5,266.94	\$7,241.93	\$9,480.22
30	\$1,165.99	\$2,331.96	\$3,923.28	\$5,798.15	\$7,956.57	\$10,398.55

California Waste Recycling Systems -City of Lodi Franchise  
Commercial Rate Design  
Proposed Rates - 5.8 % Increase  
Effective Date: April 1, 1997

Total Capacity of - Containers	Frequency / Week					
	1	2	3	4	5	6
4						
4	\$187.20	\$374.39	\$713.49	\$1,153.86	\$1,695.50	\$2,338.41
8	\$333.88	\$667.77	\$1,183.93	\$1,821.62	\$2,580.84	\$3,461.58
12	\$480.57	\$961.14	\$1,654.38	\$2,489.39	\$3,466.18	\$4,584.75
16	\$627.26	\$1,254.52	\$2,124.82	\$3,157.16	\$4,351.52	\$5,707.92
20	\$773.94	\$1,547.89	\$2,595.26	\$3,824.93	\$5,236.87	\$6,831.10
24	\$920.63	\$1,841.27	\$3,065.71	\$4,492.69	\$6,122.21	\$7,954.27
28	\$1,067.32	\$2,134.65	\$3,536.15	\$5,160.46	\$7,007.56	\$9,077.44
32	\$1,214.02	\$2,428.02	\$4,006.61	\$5,828.23	\$7,892.90	\$10,200.61
36	\$1,360.70	\$2,721.40	\$4,477.05	\$6,496.00	\$8,778.24	\$11,323.78
40	\$1,507.39	\$3,014.77	\$4,947.49	\$7,163.75	\$9,663.58	\$12,446.97
5						
5	\$221.34	\$442.67	\$815.91	\$1,290.42	\$1,866.20	\$2,543.24
10	\$402.16	\$804.32	\$1,388.78	\$2,094.75	\$2,922.24	\$3,871.25
15	\$582.99	\$1,165.99	\$1,961.64	\$2,899.07	\$3,978.29	\$5,199.28
20	\$763.81	\$1,527.64	\$2,534.50	\$3,703.41	\$5,034.33	\$6,527.29
25	\$944.65	\$1,889.29	\$3,107.37	\$4,507.73	\$6,090.37	\$7,855.30
30	\$1,125.48	\$2,250.95	\$3,680.24	\$5,312.06	\$7,146.42	\$9,183.31
35	\$1,306.30	\$2,612.61	\$4,253.10	\$6,116.38	\$8,202.46	\$10,511.33
40	\$1,487.13	\$2,974.27	\$4,825.97	\$6,920.72	\$9,258.50	\$11,839.35
45	\$1,667.96	\$3,335.92	\$5,398.83	\$7,725.04	\$10,314.55	\$13,167.36
50	\$1,848.79	\$3,697.57	\$5,971.69	\$8,529.36	\$11,370.59	\$14,495.37
6						
6	\$255.48	\$510.95	\$918.34	\$1,426.98	\$2,036.89	\$2,748.09
12	\$470.44	\$940.89	\$1,593.62	\$2,367.87	\$3,263.64	\$4,280.94
18	\$685.42	\$1,370.82	\$2,268.91	\$3,308.75	\$4,490.39	\$5,813.80
24	\$900.38	\$1,800.76	\$2,944.18	\$4,249.64	\$5,717.13	\$7,346.65
30	\$1,115.35	\$2,230.69	\$3,619.47	\$5,190.54	\$6,943.88	\$8,879.51
36	\$1,330.31	\$2,660.64	\$4,294.76	\$6,131.43	\$8,170.63	\$10,412.37
42	\$1,545.29	\$3,090.58	\$4,970.04	\$7,072.31	\$9,397.38	\$11,945.22
48	\$1,760.25	\$3,520.51	\$5,645.33	\$8,013.20	\$10,624.11	\$13,478.08
54	\$1,975.22	\$3,950.45	\$6,320.62	\$8,954.09	\$11,850.86	\$15,010.93
60	\$2,190.19	\$4,380.38	\$6,995.90	\$9,894.97	\$13,077.61	\$16,543.79